vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.140 OF 2006

The State of Mahrashtra ... Appellant

V/s.

Mohammad Hanif Mutsalin Ansari ... Respondent

Mrs.V.R. Bhosale, APP, for Appellant

CORAM: **V.G. PALSHIKAR, Ag. C.J. & SMT.NISHITA MHATRE, J.**

DATED: **AUGUST 22, 2006**

P.C.:

. This is an appeal for enhancement of sentence. The Respondent accused has been convicted by the learned Adhoc Additional Sessions Judge, Thane under section 304 Part II of the Indian Penal Code to suffer imprisonment for five years. According to the State, this punishment is inadequate.

2. Awarding of punishment is a matter of judicial discretion. On a perusal of the impugned order, it cannot be said that the discretion was in any manner improperly exercised. Hence, the Appeal is rejected.